

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q59623

Satoshi HOSHINO

Appln. No.: 09/590,686

Group Art Unit: 3621

Confirmation No.: 2759

Examiner: James A. Reagan

Filed: June 09, 2000

For: ELECTRONIC DATA MANAGEMENT SYSTEM

STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

AUG 11 2003


GROUP 3600

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,


Howard L. Bernstein
Registration No. 25,665

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: August 7, 2003



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q59623

Satoshi HOSHINO

Appln. No.: 09/590,686

Group Art Unit: 3621

Confirmation No.: 2759

Examiner: James A. Reagan

Filed: June 9, 2000

For: ELECTRONIC DATA MANAGEMENT SYSTEM

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

AUG 11 2003

GROUP 3600

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. Great Britain Patent Publication No. 2 256 170, published December 2, 1992.
2. United States Patent No. 5,509,083, issued April 16, 1996.
3. International Patent Publication No. WO 00/48122, published August 17, 2000.
4. Great Britain Publication No. 2 247 548, previously submitted on March 20, 2001.
5. United States Patent No. 5,146,499, previously submitted on March 20, 2001.
6. United States Patent No. 4,951,249, previously submitted on March 20, 2001.

00/00/2003 AHAB11 00000064 09590686

01 FC:1806

180.00 0P

INFORMATION DISCLOSURE STATEMENT

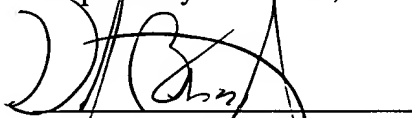
U.S. Appln. No.:

One copy of each of the listed documents is submitted herewith, along with a copy of the corresponding Examiner's Report, issued by the Australian Patent Office, dated May 14, 2003, which cites the listed documents.

The present Information Disclosure Statement is being filed after either a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), but before payment of the Issue Fee, and therefore Applicant is submitting herewith a check for the fee of \$180.00 under 37 C.F.R. § 1.17(p), and a Statement Under 37 C.F.R. § 1.97(e). The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,



Howard L. Bernstein
Registration No. 25,665

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: August 7, 2003

Discovery House, Phillip ACT 2606
PO Box 200, Woden ACT 2606
Australia
Phone +61 -2 6283 2999
Facsimile +61 -2 6283 7999
Internet <http://www.ipaustralia.gov.au>
ABN 38 113 072 755

14 May 2003

Scott BERGGREN
SPRUSON & FERGUSON
GPO Box 3898
SYDNEY
NSW 2001

Your Ref : 511366:SBD:JZB

Examiner's first report on patent application no. 39412/00 by NEC CORPORATION

Last proposed amendment no.

Dear Sir,

I am replying to the request for normal examination. I have examined the application and I believe that there are lawful grounds of objection to the application. These grounds of objection are:

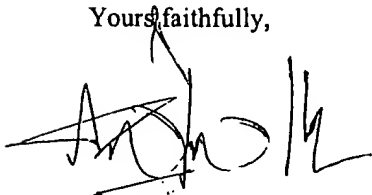
1. There is no Notice of Entitlement on file. You will need to file one because an application without a Notice of Entitlement cannot be accepted.
2. The invention defined in the present claims does not appear novel over the disclosure of the following prior art documents:
 - GB 2247548 (GEC-MARCONI LIMITED) 4 March 1992
 - GB 2256170 (BRANDES) 2 December 1992
 - US 5509083 (ABTAHI et al) 16 April 1996
 - US 5146499 (GEFFROTIN) 8 September 1992
 - US 4951249 (McCLUNG et al) 21 August 1990

The documents disclose a method to confirm an identity of an individual presenting an identification card, the method employing a card reader, an associated CPU, a preselected feature template library associated with the CPU, a scanner for scanning fingerprints, a RAM storage means operatively associated with the CPU and the scanner, a communications interface and an output display indicating the identifier correlation.

3. The invention defined in the present claims is not novel when compared with the following published Australian specification AU 57259/99 [WO 00/48122]. The citation discloses the invention defined in the present claims. Although the citation was published later than [17 August 2000] the priority date of the present claims [10 June 1999] its information has an earlier priority date [12 February 1999] than the priority date of the present claims [10 June 1999].

You have 21 months from the date of this report to overcome all my objection(s) otherwise your application will lapse. You will need to pay a monthly fee for any response you file after 12 months from the date of this report.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Amod Pradhan', with a stylized flourish at the end.

AMOD PRADHAN

Examiner of Patents, Section B4

Telephone: (02) 6283 2510

Telephone contact: **DALE E. SIVER**

Senior Examiner of Patents

Telephone: (02) 6283 2196